App.F.IX-4]

1925

File No. 53-25

Previous References. (Courts)

Serial Nos. 1-2

Later refer ences.

PRESERVED

Please

GENERAL & REVENUE SECRETARIAT

Serial Nos. Two

Part B for August 1925

SUBJECT

Addendum et corrigendum to Rule 24 of the process rules.

Gonop. 1157 of 21-8-25

Home Mgr. Legislative Council

Sanctioned

Manaswamy Iyengar
26/8/25

G. R. S. III-[illegible]

1924-25

GENERAL AND REVENUE SECRETARIAT

(Courts)

NOTES.

File No. S 3·24

FILE HEADING.

Amendment of Rule 24 of the Process rules

From

The Legr. Mbrs. Court

C No. 212 Dated 10·8·25 Received 13·8·25

Diary No.] Enclos. Spare Copies. [Serial No.

BRIEF ABSTRACT OF LETTER.

... that from the statement presented under Rule 24 of the Process Rules, the percentage of personal service which is necessary to ascertain the amount of efficient work turned by the Process staff, cannot be accurately calculated and that 2 additional columns are necessary to be added to the statement and requesting sanction to the accompanying addendum et corrigendum to the said rule

NOTES AND ORDERS.

Put for orders into a draft

B/ 14/8/25 SPC 15/8/

2) According to the present method of calculating the number of processes served which is laid down in Rule 23 page 126 of the Civil Digest, the number of persons

NOTES—First Sheet.

806

Serial No.

actually served as shown in Columns 9 & 10 in the form at pp 263 & 264 of the digest may not be shown accurately. The chief Commr therefore proposes to add two more Columns to the Statement so as to make it clear how many persons were actually served and on how many persons warrants were actually executed. This will generally take the shape of showing the Correct percentage of personal service. May be sanctioned. Draft to follow

Ch Secy

15/8

3) The amendments proposed serve no useful purpose in determining the personal service effected & may be dropped

12 Aug

538/18.8

Apps

17.8

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19.8

2 To the Regr Chief Court.

Gonop. 1157 dy 21-8-25

Sanctions the recommendation made in sec 1.

26/8

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ch 53-25-1 P 825

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CHIEF COURT OF MYSORE

Telegraphic Address. "JUSTICE".

Bangalore, dated 10th August 1925.

C No. 212/25-26

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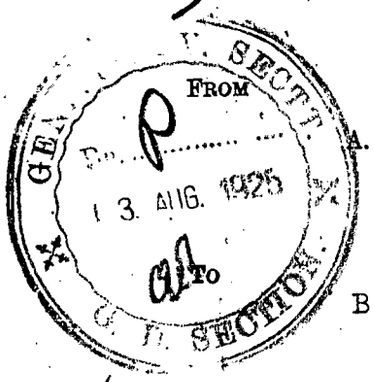

FROM

A. SREENIVASARAGAVACHARI, Esq., B.,A., B.L.,
Registrar, Chief Court of Mysore.

To

B. Nagappa, Esq., Bar-at-Law.,
Secretary to the Government of Mysore,
Local and Legislative Departments,
BANGALORE.

SIR,

I am directed to advert to Rule 24 of the Process Rules issued under Notification of the Chief Court, dated the 28th March 1911 (printed at page 126 of the Civil Digest, 1919) and to state that the form (printed at pages 263 & 264 ibid) of statement prescribed thereunder is found defective. Column 6 shows the number of processes served or executed by Amins and peons. There is a note at the bottom of the statement that the special mode of computation prescribed in rule 23 should be applied, which prescribes a special method of calculating the number of processes and a correct percentage cannot be struck between that column and column 9 (number of processes served personally). It is possible that in one process calculated according to rule 23, there may be several witnesses as defendants and unless the actual number of persons to be served and the number of persons actually served personally are known, the percentage of personal service cannot be accurate. To ascertain the amount of efficient work turned out by the process staff, the latter information is quite necessary and the data furnished in the statement at present are not uniform and accurate.

With a view to obtain this information, the Chief Court considers that two more columns are necessary to be added to the statement and also proposes to slightly alter the present headings

of

columns 9 and 10.

I am to request accordingly that Government may be pleased to sanction the issue of the enclosed Addendum et corrigendum to the Process Rules.

I have the honour to be,

Sir,

Your most obedient servant,

REGISTRAR. 11/8/25

PhK.

IN THE CHIEF COURT OF MYSORE AT BANGALORE.

CIVIL SIDE.

Addendum et Corrigendum

Dated, the.....1925,

to the Process Rules issued under Notification

dated the 28th March 1911.

The Chie

cribed under Rule 24, (1) Column 9 "Number of processes served personally" be altered into "9 A. Number of persons to whom processes, other than warrants, are issued" and Column "9 B. Number of persons served personally" be added; and Column 10 "Number of warrants executed" be altered into "10 A. Number of warrants issued" and Column "10B. Number of warrants executed" be ~~altered~~ added; and (2) the following be added as a foot note thereto:-

"Only processes that are returned after service are to be taken into account and those that are pending with the process servers are to be excluded in calculating figures for Columns 9 A, 9-B, 10 A, & 10 B."

REGISTRAR.

pnk.

IN THE CHIEF COURT OF MYSORE AT BANGALORE.

CIVIL SIDE.

Addendum et corrigendum

Dated the 1925.

to the Process Rules issued under Notification dated 28th March 1911.

The Chief Court directs that in the statement prescribed under Rule 24, (1) Column 9 'Number of processes served personally' be altered into ' 9 A. Number of persons to whom processes, other than warrants, are issued' and Column '9 B. Number of persons served personally' be added; and Column 10 'Number of Warrants executed' be altered into '10 A. Number of warrants issued' and Column '10 B. Number of warrants executed' be added; and (2) the following be added as a foot note thereto:-

"Only processes that are returned after service are to be taken into account and those that are pending with the process servers are to be excluded in calculating figures for Columns 9 A, 9 B, 10 A and 10 B."

For Secretary to Government,
Local & Legis.Depts.

KNN